

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

WEARABLE SHOE TREE LLC

Plaintiff,

v.

Civil Action No. 4: 24-cv-334-SDJ

THE INDIVIDUALS, BUSINESS ENTITIES, &  
UNINCORPORATED ASSOCIATION IDENTIFIED ON  
EXHIBIT 1,

Defendants.

**PLAINTIFF’S AMENDED MOTION FOR ATTORNEY’S FEES**

On August 7, 2024, Wearable Shoe Tree LLC (“Plaintiff”) filed its Motion for Default Judgment and Permanent Injunction in which Plaintiff respectfully requested recovery of its full costs and attorney’s fees against the Defaulting Defendants pursuant to 15 U.S.C. § 1117 and 35 U.S.C. § 285. Dkt. 59. On that same day, Plaintiff filed its Motion for Attorney’s Fees pursuant to 15 U.S.C. § 1117 and 35 U.S.C. § 285. Dkt. 60. On January 21, 2025, the Court ordered Plaintiff to file an “amended motion for attorney’s fees with supporting evidence that is current as of the filing date.” Dkt. 87. Plaintiff thus provides the Court with the attached Declaration of Plaintiff’s attorney, Charles A. Wallace, which establishes that Plaintiff has incurred \$48,627.50 in attorneys’ fees to-date. Plaintiff therefore seeks recovery from the Defendants, jointly and severally, in the total amount of \$48,627.50 pursuant to 15 U.S.C. § 1117 and 35 U.S.C. § 285, and respectfully requests that the Court enter the proposed judgment attached to this motion.

Dated: January 24, 2025

Respectfully submitted,

**SCALE LLP**

By: /s/ Charles A. Wallace  
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ATTORNEYS FOR PLAINTIFF  
WEARABLE SHOE TREE LLC

**CERTIFICATE OF SERVICE**

I certify that on January 24, 2025, I caused a true and correct copy of the foregoing document to be filed on the Court's CM/ECF system, which served notice on all counsel of record.

By: /s/ Charles A. Wallace  
Charles A. Wallace

**CERTIFICATE OF CONFERENCE**

None of the Defaulting Defendants have appeared in this case, and therefore, pursuant to Local Rule 7(G), undersigned counsel states that he is unable to meet and confer with Defaulting Defendants and unable to state whether this motion is opposed.

/s/ Charles A. Wallace  
Charles A. Wallace